



**Public Health  
Environmental Health  
Services**

**Trudy Raymundo**  
Director

**Corwin Porter, MPH, REHS**  
Assistant Director

**Maxwell Ohikhuare, M.D.**  
Health Officer

**Josh Dugas, REHS**  
Division Chief

March 2, 2018

American Green Inc.  
2902 W. Virginia Ave.  
Phoenix, AZ 85009

Dear Water System Representative,

**CITATION NO. 05\_66\_18C\_03\_3600183\_PP  
IVANPAH WATER AND POWER CO. (SYSTEM NO. 3600183)  
FAILURE TO CHANGE OWNERSHIP OF THE PUBLIC WATER SYSTEM**

Enclosed is Citation No. 05\_66\_18C\_03\_3600183\_PP issued to the Ivanpah Water and Power Co. public water system.

The Ivanpah Water and Power Co. will be billed at the Division of Environmental Health Service's (DEHS) hourly rate for the time spent on issuing this Citation. California Health and Safety Code (CHSC), Section 116577, provides that a public water system must reimburse the DEHS for actual costs incurred by the DEHS for specified enforcement actions, including but not limited to, preparing, issuing and monitoring compliance with a citation. At this time, the DEHS has spent 210 minutes on enforcement activities associated with this violation. The Ivanpah Water and Power Co. will receive a bill within the next 30 days. Any future enforcement actions taken by the DEHS (Division) regarding this citation will be billed at the Division's current hourly rate of \$244.80. Future enforcement actions may include any time spent by the Division due to Ivanpah Water and Power Co.'s failure to meet any directives as stated on Citation No. 05\_66\_18C\_03\_3600183\_PP.

Any person or entity who is aggrieved by a citation, order or decision issued by the Division under Article 8 (commencing with the CHSC, Section 116625) or Article 9 (commencing with the CHSC, Section 116650), of the Safe Drinking Water Act (Chapter 4, Part 12, Division 104, of the CHSC) may file a petition with the State Water Board for reconsideration of the citation, order or decision. Appendix 1 to the enclosed citation contains the relevant statutory provisions for filing a petition for reconsideration (CHSC, Section 116701).

Petitions must be received by the State Board within 30 days of the issuance of the citation, order or decision by the Division. The date of issuance is the date when the Division mails a copy of the citation, order or decision. If the 30th day falls on a Saturday, Sunday, or state holiday, the petition is due the following business day. Petitions must be received by 5:00 p.m. Information regarding filing petitions may be found at:

[http://www.waterboards.ca.gov/drinking\\_water/programs/petitions/index.shtml](http://www.waterboards.ca.gov/drinking_water/programs/petitions/index.shtml)

If you have any questions regarding this letter, please contact Belinda Huy at 1-800-442-2283.

Sincerely,

A handwritten signature in black ink, appearing to read "Belinda Huy".

Belinda Huy, REHS  
Land Use Protection Program  
San Bernardino County  
Division of Environmental Health Services

Certified Mail: 7012 2920 0000 1369 3070

cc: Eric J. Zúñiga, PE, District Engineer, Division of Drinking Water by email at [eric.zuniga@waterboards.ca.gov](mailto:eric.zuniga@waterboards.ca.gov)

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**San Bernardino County  
Department of Public Health  
DIVISION OF ENVIRONMENTAL HEALTH SERVICES**

IN RE: Ivanpah Water and Power Co.  
107355 Nipton Rd.  
Nipton, CA 92364

ATTN: American Green Inc.  
2902 W. Virginia Ave.  
Phoenix, AZ 85009

**CITATION NO. 05\_66\_18C\_03\_3600183\_PP  
FOR VIOLATION OF CALIFORNIA HEALTH AND SAFETY CODE  
SECTION 116525 (a) FOR PERMIT PROVISIONS**

**Issued March 2, 2018**

The Division of Environmental Health Services (hereinafter "Division"), hereby issues this citation (hereinafter "Order") to the Ivanpah Water and Power Co. (hereinafter "Water System") public water system and its owner of record for violation of the California Health and Safety Code (hereinafter "CHSC") Section 116525 (a).

**APPLICABLE AUTHORITIES**

The applicable statutes and regulations are provided in Attachment A, attached hereto and incorporated by reference.

**STATEMENT OF FACTS**

The Water System is a Public Water System located in San Bernardino County that supplies water to six service connection and a population of six or more fulltime employees and a transient population. The Water System is permitted as a transient non-community public water system as defined in CHSC, Section 116275 (o). The Water System utilizes one ground water well as its source of supply. CHSC establishes that a change in ownership of a public water system shall require the submission of a new application.

On 09/15/2017, American Green Inc., acquired the parcel and the business associated with the parcel for the Water System. The Division informed the legal representative, Stephen Shearin, to submit an application for change in ownership of the Water System by 02/28/2018. Stephen Shearin was requested to provide contact information of the parent company, American Green

Inc., to provide with necessary documents; however, Stephen Shearin failed to provide additional contact information.

The following is a timeline that represents prior attempts to contact American Green Inc. by the Division in efforts to return the Water System into compliance with the CHSC.

#### **December 20, 2017**

An e-mail was sent to Stephen Shearin, which required the Water System to submit an application for change in ownership by 02/28/18. Additionally, included in the e-mail were monitoring requirements for total coliform bacteria, nitrate, and nitrite, and a requirement to update an emergency notification plan.

#### **February 2, 2018**

An e-mail was sent to American Green Inc., at [info@americangreen.com](mailto:info@americangreen.com), and to Stephen Shearin, requiring the Water System to submit an application for change in ownership by 02/28/18. Additionally, the Division informed American Green Inc., that a citation shall be issued for violation of water quality monitoring requirements.

#### **DETERMINATIONS**

Based on the above Statement of Facts, the Division has determined that the Water System and its owner of record have violated CHSC, Section 116525 (a) in that a new application for a change in ownership of a public water system was not submitted to the Division.

#### **DIRECTIVES**

The Water System and its owner of record are hereby directed to take the following actions:

1. On or before **March 31, 2018**, submit a Notification of Receipt included in Appendix 2 to the Division indicating its agreement to comply with the directives of this Order addressed herein.
2. Submit an Application for Domestic Water Supply Permit Amendment included in Appendix 3 to the Division on or before **April 13, 2018**. The Water System shall submit an application for a change in ownership of the public water system in accordance with CHSC 116525 (a).
3. On or before **May 31, 2018**, submit to the Division a technical, managerial, and financial (TMF) "E-Z" Assessment Form included in Appendix 4. The Water System shall submit a technical report to the department as part of the permit application. This report may include, but not be limited to, detailed plans and specifications, water quality information, and physical descriptions of the existing or proposed system, and financial assurance information as established by CHSC Section 116530.
4. Failure to comply with any directives of this Order will result in further enforcement actions allowed by CHSC Section 116275 which may include financial penalty of up to twenty-five

thousand dollars (\$25,000) for each separate violation or, for continuing violations, for each day that violation continues.

All submittals required by this Order shall be electronically submitted to the Division at the following address. The subject line for all electronic submittals corresponding to this Order shall include the following information: Ivanpah Water and Power Co., 3600183, 05-66-18C-PP and the title of the document being submitted.

Belinda Huy, REHS  
Registered Environmental Health Specialist  
[belinda.huy@dph.sbcounty.gov](mailto:belinda.huy@dph.sbcounty.gov)

Submittals may also be submitted to the Division at the following mailing address.

Division of Environmental Health Services  
Belinda Huy, REHS  
385 N. Arrowhead Ave., 2<sup>nd</sup> Floor  
San Bernardino, CA 92415

As used in this Order, the date of issuance shall be the date of this Order; and the Date of service shall be the date of service of this Order, personal or by certified mail, on the Water System.

The Division reserves the right to make such modifications to this Order and/or to issue such further order(s) as it may deem necessary to protect public health and safety. Such modifications may be issued as amendments to this Order and shall be deemed effective upon issuance.

Nothing in this Order relieves Water System or its owner of its obligation to meet the requirements of the California SDWA, or any regulation, standard, permit or order issued thereunder.

#### **PARTIES BOUND**

This Order shall apply to and be binding upon the Water System, its owners, shareholders, officers, directors, agents, employees, contractors, successors, and assignees.

#### **SEVERABILITY**

The Directives of this Order are severable, and Water System and its owner of record shall comply with each and every provision hereof, notwithstanding the effectiveness of any other provision.

#### **FURTHER ENFORCEMENT ACTION**

The California SDWA authorizes the Division to issue a citation with assessment of administrative penalties to a public water system for violation or continued violation of the requirements of the California SDWA or any regulation, permit, standard, citation, or order issued or adopted thereunder including, but not limited to, failure to correct a violation identified in a citation or compliance order. The California SDWA also authorizes the Division to take action to suspend or revoke a permit that has been issued to a public water system if the public water system has violated applicable law or regulations or has failed to comply with an order of the Division. The Division does not waive any further enforcement action by issuance of this Order.

Belinda Huy, REHS  
Division of Environmental Health Services  
San Bernardino County

Attachments:

Attachment 1: Applicable Authorities

Attachment 2: Notification of Receipt

Attachment 3: Tier 3 Public Notification Instructions and Template

Attachment 4: Public Notification Certification of Completion Form

## **APPENDIX 1. APPLICABLE STATUTES AND REGULATIONS FOR VIOLATIONS OF PERMIT PROVISIONS**

### **California Health and Safety Code (CHSC):**

#### **Section 116271 states in relevant part:**

(a) The State Water Resources Control Board succeeds to and is vested with all of the authority, duties, powers, purposes, functions, responsibilities, and jurisdiction of the State Department of Public Health, its predecessors, and its director for purposes of all of the following:

- (1) The Environmental Laboratory Accreditation Act (Article 3 (commencing with Section 100825) of Chapter 4 of Part 1 of Division 101).
- (2) Article 3 (commencing with Section 106875) of Chapter 4 of Part 1.
- (3) Article 1 (commencing with Section 115825) of Chapter 5 of Part 10.
- (4) This chapter and the Safe Drinking Water State Revolving Fund Law of 1997 (Chapter 4.5 (commencing with Section 116760)).
- (5) Article 2 (commencing with Section 116800), Article 3 (commencing with Section 116825), and Article 4 (commencing with Section 116875) of Chapter 5.
- (6) Chapter 7 (commencing with Section 116975).
- (7) The Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Division 43 (commencing with Section 75001) of the Public Resources Code).
- (8) The Water Recycling Law (Chapter 7 (commencing with Section 13500) of Division 7 of the Water Code).
- (9) Chapter 7.3 (commencing with Section 13560) of Division 7 of the Water Code.
- (10) The California Safe Drinking Water Bond Law of 1976 (Chapter 10.5 (commencing with Section 13850) of Division 7 of the Water Code).
- (11) Wholesale Regional Water System Security and Reliability Act (Division 20.5 (commencing with Section 73500) of the Water Code).
- (12) Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002 (Division 26.5 (commencing with Section 79500) of the Water Code).

(b) The State Water Resources Control Board shall maintain a drinking water program and carry out the duties, responsibilities, and functions described in this section. Statutory reference to "department," "state department," or "director" regarding a function transferred to the State Water Resources Control Board shall refer to the State Water Resources Control Board. This section does not impair the authority of a local health officer to enforce this chapter or a county's election not to enforce this chapter, as provided in Section 116500...

- (k)
- (1) The State Water Resources Control Board shall appoint a deputy director who reports to the executive director to oversee the issuance and enforcement of public water system permits and other duties as appropriate. The deputy director shall have public health expertise.
  - (2) The deputy director is delegated the State Water Resources Control Board's authority to provide notice, approve notice content, approve emergency notification plans, and take other action pursuant to Article 5 (commencing with Section 116450), to issue, renew, reissue, revise, amend, or deny any public water system permits pursuant to Article 7 (commencing with Section 116525), to suspend or revoke any public water system permit pursuant to Article 8 (commencing with Section 116625), and to issue citations, assess penalties, or issue orders pursuant to Article 9 (commencing with Section 116650). Decisions and actions of the deputy director taken pursuant to Article 5 (commencing with Section 116450) or Article 7 (commencing with Section 116525) are deemed decisions and actions taken, but are not subject to reconsideration, by the State Water Resources Control Board. Decisions and actions of the deputy director taken pursuant to Article 8 (commencing with Section 116625) and Article 9 (commencing with Section 116650) are deemed decisions and actions taken by the State Water Resources Control Board, but any aggrieved person may petition the State Water Resources Control Board for reconsideration of the decision or action. This subdivision is not a limitation on the State Water Resources Control Board's authority to delegate any other powers and duties.

#### **Section 116525 states in relevant part:**

- (a) No person shall operate a public water system unless he or she first submits an application to the department and receives a permit as provided in this chapter. A change in ownership of a public water system shall require the submission of a new application

**Section 116650 states in relevant part:**

- (a) If the department determines that a public water system is in violation of this chapter or any regulation, permit, standard, citation, or order issued or adopted thereunder, the department may issue a citation to the public water system. The citation shall be served upon the public water system personally or by certified mail. Service shall be deemed effective as of the date of personal service or the date of receipt of the certified mail. If a person to whom a citation is directed refuses to accept delivery of the certified mail, the date of service shall be deemed to be the date of mailing.
- (b) Each citation shall be in writing and shall describe the nature of the violation or violations, including a reference to the statutory provision, standard, order, citation, permit, or regulation alleged to have been violated.
- (c) A citation may specify a date for elimination or correction of the condition constituting the violation.
- (d) A citation may include the assessment of a penalty as specified in subdivision (e).
- (e) The department may assess a penalty in an amount not to exceed one thousand dollars (\$1,000) per day for each day that a violation occurred, and for each day that a violation continues to occur. A separate penalty may be assessed for each violation.

**Section 116725 states in relevant parts:**

- (a) Any person who knowingly makes any false statement or representation in any application, record, report, or other document submitted, maintained, or used for purposes of compliance with this chapter, may be liable, as determined by the court, for a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation or, for continuing violations, for each day that violation continues.

**Section 116730 states in relevant parts:**

- (a) Any person who knowingly does any of the following acts may, upon conviction, be punished by a fine of not more than twenty-five thousand dollars (\$25,000) for each day of violation, by imprisonment in a county jail not to exceed one year, or by both that fine and imprisonment:
  - (1) Makes any false statement or representation in any application, record, report, or other document submitted, maintained, or used for the purposes of compliance with this chapter.
  - (2) Has in his or her possession any record required to be maintained pursuant to this chapter that has been altered or concealed.
  - (3) Destroys, alters, or conceals any record required to be maintained pursuant to this chapter.
  - (4) Withholds information regarding an imminent and substantial danger to the public health or safety when the information has been requested by the department in writing and is required to carry out the department's responsibilities pursuant to this chapter in response to an imminent and substantial danger.
  - (5) Violates an order issued by the department pursuant to this chapter that has a substantial probability of presenting an imminent danger to the health of persons.
  - (6) Operates a public water system without a permit issued by the department pursuant to this chapter.
  - (7) A second or subsequent violation of subdivision (a) is punishable by imprisonment pursuant to subdivision (h) of Section 1170 of the Penal Code for 16, 20, or 24 months or imprisonment in a county jail for not more than one year, by a fine of not less than two thousand dollars (\$2,000) or more than fifty thousand dollars (\$50,000) per day of violation, or by both that imprisonment and fine.

## APPENDIX 2. NOTIFICATION OF RECEIPT

**Citation Number:** 05\_66\_18C\_03\_3600183\_PP

**Name of Water System:** Ivanpah Water and Power Co.

**System Number:** 3600183

### Certification

I certify that I am an authorized representative of the Ivanpah Water and Power Co. public water system and that Citation No. 05\_66\_18C\_03\_3600183\_PP was received on \_\_\_\_\_. Further, I certify that the citation has been reviewed by the appropriate management staff of the Ivanpah Water and Power Co. and it is clearly understood that Citation No. 05\_66\_18C\_03\_3600183\_PP contains legally enforceable directives with specific due dates.

\_\_\_\_\_  
Print Name of Water System Representative

\_\_\_\_\_  
Signature of Water System Representative

\_\_\_\_\_  
Date

**THIS FORM MUST BE COMPLETED AND RETURNED TO THE DIVISION OF  
ENVIRONMENTAL HEALTH, NO LATER THAN **March 31, 2018.****

**Disclosure:** Be advised that the California Health and Safety Code, Sections 116725 and 116730 state that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the Safe Drinking Water Act may be liable for, respectively, a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation or, for continuing violations, for each day that violation continues, or be punished by a fine of not more than \$25,000 for each day of violation, or by imprisonment in the county jail not to exceed one year, or by both the fine and imprisonment.

**STATE OF CALIFORNIA**  
APPLICATION  
FOR  
DOMESTIC WATER SUPPLY PERMIT AMENDMENT  
FROM



(Applicant must state specifically what is being applied for - whether to construct

## APPENDIX 4. POSITIVE TOTAL COLIFORM INVESTIGATION

FOR OFFICIAL USE

Date Received:

I (We) declare under penalty of perjury that the statements on this application and on the accompanying attachments are correct to my (our) knowledge and that I (we) are acting under authority and direction of the responsible legal entity under whose name this application is made.

Signed By: \_\_\_\_\_

Title: \_\_\_\_\_ Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

Dated: \_\_\_\_\_

## APPENDIX 4. POSITIVE TOTAL COLIFORM INVESTIGATION

### APPENDIX 4. TMF “E-Z” ASSESSMENT FORM

#### TMF Capacity Assessment “E-Z” Form For Transient-Noncommunity Public Water Systems (Change of Ownership)

Water System Name:

System Number:

Person completing this assessment:

\_\_\_\_\_  
*Name*

\_\_\_\_\_  
*Title*

\_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Date*

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### ***Background***

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As a result of the 1996 Federal Safe Drinking Water Act the California legislature passed Senate Bill 1307. This bill added Section 116540 to the California Health and Safety Code (CHSC). Subparagraph a) of this section states, “*No public water system that was not in existence on January 1, 1998, shall be granted a permit unless the system demonstrates to the department that the water supplier possesses adequate financial, managerial, and technical capacity to assure the delivery of pure, wholesome, and potable drinking water. This section shall also apply to any change of ownership of a public water system that occurs after January 1, 1998.*”

The information you provide on this form will be used to assess the technical, managerial, and financial (TMF) capacity of your transient noncommunity public water system.

## APPENDIX 4. POSITIVE TOTAL COLIFORM INVESTIGATION

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### *Instructions*

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This is a streamlined form that asks for specific documentation. In order to qualify to use this form you must be able to answer yes to ALL of the following statements. If you cannot answer yes to ALL of these statements you must use the standard TMF Assessment form.

1. ☐ Yes Is the systems source untreated groundwater from a well or enclosed spring, located on property that the system owns?
2. ☐ Yes Does the system have a single owner or sole proprietor?
3. ☐ Yes Is the owner responsible for all aspects of the water system?
4. ☐ Yes Does the system have an “expense only” budget? (You do not charge for the water that you provide).

If you have answered yes to ALL of these questions, proceed with this form. If you did not, you must use the standard TMF Assessment form.

**This form is a part of the permit application process.** If you do not complete and return this form to the SWRCB, we will not be able to issue you a water supply permit. Section 116525 of the CHSC forbids a person from operating a public water system unless they have a valid water supply permit issued to them by the SWRCB.

All new owners of public water systems applying for a water supply permit must demonstrate their TMF Capacity at the time the permit application is filed with the SWRCB Division of Drinking Water. Some of these elements are labeled “**mandatory**”, and must be provided now. Other elements are not needed at the time and can be submitted later. These elements are labeled “**necessary**”, in this form. “**Necessary**” elements can be developed by the water system later and submitted within agreed upon dates. For those elements that are not required at the time of application, you will need to indicate the proposed date when you think you will have them completed by. The SWRCB Division of Drinking Water will review your proposed completion dates for “**necessary**” elements and will use them, or another date acceptable to them, as permit conditions, which will be placed in the permit issued to the water system. **Free technical assistance in completing TMF elements, may be available through SWRCB third party contractors, by request.**



**HELPFUL HINT:** This TMF document is a “Living Document.” It will reflect your water system and its’ operation. It is recommended that it is assembled and kept in a “three-ring” binder. The attachments should be kept as appendices, in the back.

Please answer all questions to the best of your ability. Attach the specific documentation when requested. Please check to make sure this form is complete before submitting it to the SWRCB Division of Drinking Water office. You may contact

## APPENDIX 4. POSITIVE TOTAL COLIFORM INVESTIGATION

your local SWRCB Division of Drinking Water office if you have any questions about items required to be submitted with this form.

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### *Managerial Capacity - Mandatory*

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#### A. Ownership

In order to meet the California SDWA requirements, the owner(s) of the water system must be listed. The applicant **must show** that they own or have control over the facilities needed to provide drinking water.

- ☐ Check here if sole owner or proprietor. **Attach a copy of the title sheet from your “Deed of Trust” for the property.**

Comments \_\_\_\_\_

#### B. Organization

It is essential for every water system have a clear description of the organization.

- ☐ If this water system is owned and operated by an individual who has **sole responsibility for the water system and how it is operated**, check this box.

Comments \_\_\_\_\_

#### C. Water Rights

Water systems **must show** that they have a legal right to the water.

- ☐ If the source for the system is untreated groundwater from a well or enclosed spring, located on the property, check this box. **Attach a copy of the title sheet from the “Deed-of-Trust” for the parcel the well/spring is located on to document your water rights (if not already attached).**
- ☐ If the source is from an Adjudicated Basin: Attach the deed for the parcels of each adjudicated groundwater source that notes the adjudication or provide documentation of the Basin Water Master's terms of the adjudication as they relate to the water system's right to extract water from the adjudicated basin.

Comments \_\_\_\_\_

## APPENDIX 4. POSITIVE TOTAL COLIFORM INVESTIGATION

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### *Financial Capacity - Mandatory*

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#### D. Budget Projection

A budget projection is a written financial plan for the operation of the water system over the next five years. It is a tool that will enable the water system to plan for future needs.



**HELPFUL HINT:** An example of an “Expense Only” 5-year budget projection can be downloaded at:

[http://www.waterboards.ca.gov/drinking\\_water/certlic/drinkingwater/TMF.shtml](http://www.waterboards.ca.gov/drinking_water/certlic/drinkingwater/TMF.shtml)

Help is available upon request.

- ☐ Five-year projection of anticipated expenditures for the system. (Fill out 5-year expense budget, check box and attach)

Comments \_\_\_\_\_

### **The Items Below May Be Submitted Later**

**Please review the following items to make sure you understand what you will need to provide. If you have a proposed date for completion, place it in the comment section for each element. If you do have some of this information available now, please include it with this form. If you do not, remember that they will be made conditions of your Water Supply permit and that you will be required to complete them later.**

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### *Technical Capacity - Necessary*

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#### E. System Description

Provide “As-built” plans or drawings that show the location of all of the facilities currently in the system. These should show the existing and future service areas, the

## APPENDIX 4. POSITIVE TOTAL COLIFORM INVESTIGATION

location of sources of water and other critical facilities that are essential to the operation of the water system such as pipes and control valves. Potential sources of contamination or hazards near your sources of water should be included. The water system should have a method to keep these plans updated as changes occur. This will keep them useful beyond the date they are prepared. Knowing the location, type of materials, and size of water mains or other facilities make it much easier when you need to repair or replace them. During an emergency it is important to know where control valves are located so that you will be able to control water loss and make repairs.



**HELPFUL HINT:** Check with the prior owner, and the files maintained by the local office of the regulatory agency, to see if a system map is on file or available.

**The items listed below do not have to be submitted at the time of application. But it must be developed within the agreed upon time frame.** However, if the water system already has any of the items listed below, check the appropriate boxes and attach the items to this form.

Map(s) that show:

- ☐ Current service area (property or parcel map).
- ☐ Location of existing and proposed facilities (e.g., each water source, treatment facility, pumping plant, storage tank, and pressure zone in the system, as well as all distribution system piping).

Comments \_\_\_\_\_

### F. Consolidation Feasibility

By law, you must provide a reliable and adequate supply of pure, wholesome, healthful and potable water to your users at all times. Connecting to an existing public water system in your area can often do this. Connecting to a larger water system for your needs can help you avoid the costs and legal responsibilities of operating your own system.

**The items listed below do not have to be submitted at the time of application. But, they must be developed within the agreed upon time frame.** If the water system already has any of the information requested, check the appropriate boxes and attach the information to this form.

- ☐ Check this box if there are no public water system within one mile and go to Section G.
- ☐ Identify any existing public water systems located within one mile of your water system. If another public water system is available to provide you water service, describe why connection to this system is not feasible (comment below or attach a separate sheet):

Comments \_\_\_\_\_

## APPENDIX 4. POSITIVE TOTAL COLIFORM INVESTIGATION

### G. Operations Plans



**Helpful Hint:** There is an example of a small groundwater system Operations Plan available on the Internet at:

[http://www.waterboards.ca.gov/drinking\\_water/certlic/drinkingwater/TMF.shtml](http://www.waterboards.ca.gov/drinking_water/certlic/drinkingwater/TMF.shtml)

Assistance is available upon request. (If you use this example, check the box and go to Section H).

An Operations Plan is needed to ensure that a standard set of procedures for the routine operation of the water system are available to guide you and your staff in maintaining your water system in a safe manner.

The items listed below do not have to be submitted at the time of application but must be developed within an agreed upon time frame.

- ☐ Check this box if you have a groundwater source without any treatment. (Attach completed SWRCB example Operation Plan or your own equivalent one).

Comments \_\_\_\_\_

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### *Managerial Capacity - Necessary*

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### H. Emergency/Disaster Response Plan

You must have a plan that shows how you intend to respond to emergencies and disasters that may affect the operation of your water system. This helps you to provide reliable service and minimize the risks of providing unsafe drinking water during or following an emergency. If your facility is closed due to an emergency, the plan must include what steps you will take prior to resuming operations.



**Helpful Hint:** There is an example of an Emergency/Disaster Response Plan on the Internet at:

[http://www.waterboards.ca.gov/drinking\\_water/certlic/drinkingwater/TMF.shtml](http://www.waterboards.ca.gov/drinking_water/certlic/drinkingwater/TMF.shtml)

Assistance is available upon request.

**The item below does not have to be submitted at the time of application. But it must be developed within the agreed upon time frame.** If the water system already has a plan, check the box and attach it to this form.

## APPENDIX 4. POSITIVE TOTAL COLIFORM INVESTIGATION

- ☐ Check this box if you are either attaching a completed Emergency/Disaster Response Plan based on the SWRCB template, indicated above, **or** your own plan. (Attach a copy).

Comments \_\_\_\_\_